

VIA EFS-WEB

PATENT APPLICATION
Docket No. 13914.880

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

U.S. Patent No. 7,250,022 to Dalebout et al. (the “‘022 patent”) and this pending application are commonly owned by ICON IP, Inc., a Utah corporation. Applicant hereby submits this Terminal Disclaimer, disclaiming the terminal part of any patent granted on this pending application (the “Subject Application”) that would extend beyond the expiration date of the full statutory term of the ‘022 patent, and hereby agrees that any patent so granted on the Subject Application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said the ‘022 patent. Co-ownership of the ‘022 patent and the pending application is evidenced by the Assignments recorded at Reel 013312, Frame 0647 for the ‘022 patent and Reel 014897, Frame 0639 for the Subject Application. Applicant does not disclaim the terminal part of any patent granted on the Subject Application that would extend beyond the term of the ‘022 patent in the event that the ‘022 patent, later: expires for failure to pay a maintenance fee; is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims

cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of their statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

DATED January 22, 2008.

Respectfully submitted,

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